

**TOWN COUNCIL  
REGULAR MEETING  
JUNE 4, 1997**

**1. PLEDGE OF ALLEGIANCE**

The meeting was called to order at 7:03 p.m. by Mayor Venis and was followed by the Pledge of Allegiance.

**2. ROLL CALL**

Present were Mayor Venis, Vice-Mayor Santini and Councilmembers Bush, Cox and Kiar. Also present were Town Administrator Flatley, Town Attorney Webber, and Town Clerk Reinfeld recording the meeting.

**3. OPEN PUBLIC MEETING**

Mayor Venis advised the speakers of the Open Public Meeting procedures.

David Kaplan, 7791 NW 33 Street, distributed and discussed a list of issues that the residents had in the neighborhood.

Charles Felio, 3400 block of NW 78 Avenue, expressed concerns with drainage, speeders and the need for a marked police unit. Mr. Flatley advised that the Town could provide selective enforcement which Vice-Mayor Santini indicated was only a temporary measure. Councilmember Cox indicated that she and Assistant Town Administrator Robert Rawls were working on this issue.

Councilmember Kiar asked if the residents wanted the Town to hold another meeting. Mr. Kaplan suggested that a letter explaining the status of the issues be provided to the residents. Councilmember Kiar said that he would be happy to meet with the residents if this was what was wanted. Mayor Venis indicated that a workshop could be held.

Mayor Venis asked Mr. Kaplan if he had received any feedback since the March 19th meeting to which Mr. Kaplan replied in the negative. Mr. Kaplan discussed the fence at Lynmar Park. Mayor Venis advised that Council and staff had been working on the issues.

Dean Alexander, 13820 SW 16 Street, discussed the MVP Property settlement offer and indicated that the Town should "raise the stakes". He suggested that Council put up a dense buffer between the Ridge property and the MVP property.

Judy Paul, 14421 SW 24 Street, stated that she had been approached by residents in Deems Ranches who were hoping to be annexed to the Town and who were concerned by other communities sending letters to the residents. She indicated that the residents were interested in receiving information from the Town. Mr. Flatley advised that the Davie Update was sent to every homeowner in the western area out to State Road 27.

Ms. Paul stated that she was pleased to see the Town mentioned in two articles in the Business in Broward magazine.

Tom Evans, 2901 SW 86 Way, thanked Council for the sports programs and added that the staff had done an excellent job.

Lloyd Phillips, 14220 SW 29 Court, advised that he was having problems getting any action from the Code Compliance Division with problems that he was having with a neighbor which he explained. Mr. Phillips provided photographs of the problem areas and thanked Programs Manager Will Allen, Secretary Micki Mackenzie, Permit Clerk Joan Tuliszewski and Clerk Typist Janet Gale for their efforts.

John Pisula, 2933 SW 136 Avenue, advised that he participated in a golf tournament for the Hope Pregnancy Center located off Davie Road. He advised that approximately 30% of the women were from the Town; however, approximately 150 were under the age of 19. Ms. Pisula asked that the Town consider this facility for a donation during the next fiscal year.

**4. PRESENTATIONS**

**4.1 Young At Art**

Esther Shrago, Associate Director, thanked Council for its support and for their attendance at the Birthday Bash. She also thanked Bonnie Stafiej, Special Projects Coordinator, for her help. Ms. Shrago presented a plaque to Council.

**4.2 Davie/Cooper City Chamber of Commerce**

Chuck Bonfiglio, Chamber Chairman, introduced Chuck Lennon the Chamber's new Executive Director. He advised that Bob Legg was honored as the Chamber's Small Business Person of the Year and thanked Councilmember Bush for attending the luncheon. Mr. Bonfiglio advised that the Chamber's Strategic Planning Committee held its first meeting in May.

Mr. Lennon emphasized that the Chamber had his family's support. He advised that he had an excellent reputation for coordinating activities and building consensus between the building community, the elected officials and the municipal staff.

#### 4.3 Hurricane Preparedness

Jack Mackie, Chief of Police, stated that hurricane season was June through November and recommended that a hurricane survival guide be obtained. He advised of precautions to take and added that Western High School was the Town's main hurricane shelter. Chief Mackie stated that Tree Tops Park would be utilized for a shelter for the Town's large animal disaster plan.

#### 4.4 Upcoming Special Events - Bonnie Stafiej and Sharon Pierce-Kent

Mr. Stafiej announced that upcoming events included: Bullriding (June 14th); Horse and Tack Auction (June 21st); 5 Star Rodeo (June 27th - 28th); Thank You for Keeping Davie Beautiful in District 2 (June 7th); and July 4th Family Splash Day.

Ms. Pierce-Kent announced that upcoming events included: Davie National Girls Softball Tournament (June 6th-8th); '50s Pool Party (June 14th); and mail-in registrations were being accepted for football and cheerleading programs.

#### 4.5 Race Unity Day

Mayor Venis introduced Mabel Osceola, Shanti Kalidindi, Xiu Xiu Cheng, Sara Bush and Trevor Nance. Town Clerk Reinfeld read the proclamation in its entirety. Mayor Venis presented the proclamation to those in attendance.

### 5. OCCUPATIONAL LICENSES

#### *Home Occupational License*

5.1 David Morton General Maintenance, 14291 SW 21 Street (deferred from May 21, 1997)

The applicant was not present.

5.2 Around and About, Inc., 4250 SW 109 Avenue

Richard Conrey, the applicant, was present. He confirmed that the request was for mail and phone use only.

Vice-Mayor Santini made a motion, seconded by Councilmember Bush, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - out of room; Councilmember Kiar - yes. (Motion carried 4-0)

5.3 Rebecca Carbone-Miele, 5251 SW 49 Street

Rebecca Carbone-Miele, the applicant, was present. She confirmed that the request was for mail and phone use only.

Councilmember Bush made a motion, seconded by Vice-Mayor Santini, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - out of room; Councilmember Kiar - yes. (Motion carried 4-0)

5.4 Roger Bernsen, 3030 SW 144 Terrace

Roger Bernsen the applicant, was present. He confirmed that the request was for mail and phone use only.

Councilmember Kiar made a motion, seconded by Councilmember Cox, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

Michele Mellgren, Director of Development Services, advised that the Broward County Fire Code had been changed pertaining to fireworks. She asked that the applicants for items 5.5 through 5.8 obtain the rules and adhere to them carefully.

*Seasonal Sales - Fireworks - Waiver of License Fee*

5.5 Davie Apostolic Church, 6451 Orange Drive (location site: 6451 Orange Drive; June 21 - July 4, 1997)

Pastor Michael Palevo, representing the applicant, was present.

Vice-Mayor Santini made a motion, seconded by Councilmember Bush, to approve waiver of the fee. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - out of room; Councilmember Kiar - yes. (Motion carried 4-0)

5.6 Davie Church of God, 4140 SW 54 Avenue (location: 4610 South University Drive; June 21 - July 4, 1997)

David Mears and Reverend Smith representing the applicant, were present.

Vice-Mayor Santini made a motion, seconded by Councilmember Kiar, to approve subject to the insurance. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - out of room; Councilmember Kiar - yes. (Motion carried 4-0)

5.7 Davie Merchants & Industrial Assn., 4420 SW 64 Avenue (location: 2751-2701 North University Drive; June 21 - July 4, 1997)

5.8 Davie Merchants & Industrial Assn., 4420 SW 64 Avenue (location: 2101 South University Drive; June 21 - July 4, 1997)

Grant Marant, representing the applicant, was present.

Councilmember Kiar made a motion, seconded by Vice-Mayor Santini, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

Mayor Venis announced that item 9.1 needed to be tabled to June 18, 1997.

Vice-Mayor Santini made a motion, seconded by Councilmember Kiar, to table to June 18, 1997. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

Mayor Venis advised that a resolution needed to be added to the agenda as 11.2 and read the resolution by title. Councilmember Bush made a motion, seconded by Vice-Mayor Santini, to add. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

## **6. MAYOR/COUNCILMEMBER COMMENTS**

### **COUNCILMEMBER BUSH**

**FATHER'S DAY.** Councilmember Bush reminded everyone that Father's Day was approaching.

**SMALL BUSINESS PERSON OF THE YEAR.** Councilmember Bush stated that Mr. Legg was a great choice for Small Business Person of the Year.

**RACE UNITY DAY.** Councilmember Bush advised that there would be a celebration at Plantation High School on June 8th for Race Unity Day.

### **VICE-MAYOR SANTINI**

**POLICING/DRUG ABUSE AND RESISTANCE EDUCATION (DARE).** Vice-Mayor Santini stated that she had participated in a police drug sting and the Town had a professional police force. She advised that the Town had a DARE Program for every fifth grade class in public and private schools.

**MEMORIAL DAY.** Vice-Mayor Santini advised that Council participated in the parade which continued into the arena for services for veterans.

**WATER AEROBICS.** Vice-Mayor Santini stated that a water aerobics class was held every Tuesday night at Pine Island Community Center.

### **COUNCILMEMBER COX**

**BOYS AND GIRLS CLUB.** Councilmember Cox stated that a Steak 'N Steak Dinner with the Miami

Dolphins was being held on June 26th to benefit the Boys and Girls Club.

**TRAIL AND BICYCLE PATH GRANT.** Councilmember Cox announced that the Town had received a grant for a trail and bicycle path for around the perimeter of the Kapok Tree property which would help to link the western neighborhoods with the Robbins property. She congratulated Ms. Pierce-Kent and her staff on obtaining the grant.

Mike Bassichis, Vice-Chairman of the Broward County Cultural Affairs Board and Vice-Chairman of the Broward Urban River Trails, advised that a map of all the trails in the County was being prepared. He advised that he thought the Town would be in the center of the hub of the trail system. Councilmember Cox presented Mr. Bassichis with a proclamation [item 7.4].

**UPDATE.** Mr. Rawls and Ms. Pierce-Kent provided an update on the issues that Mr. Kaplan had spoken on during the Open Public Meeting.

## **COUNCILMEMBER KIAR**

**THANKS.** Councilmember Kiar thanked Councilmember Cox and Mr. Rawls for taking the lead on an issue and then providing a report to Council.

**WAVERLY HUNDRED.** Councilmember Kiar stated that he attended the Waverly Hundred meeting but had to leave due to the Sunshine Law as Mayor Venis was in attendance.

**SMALL BUSINESS PERSON OF THE YEAR.** Councilmember Kiar congratulated Mr. Legg for being selected Small Business Person of the Year.

**BEAUTIFICATION OF DAVIE.** Councilmember Kiar stated that the Thank You for Keeping Davie Beautiful held in his area on May 31st was fun.

**DRUG ABUSE AND RESISTANCE EDUCATION (DARE) GRADUATION.** Councilmember Kiar stated that a graduation was held for fifth grade students who had attended DARE classes. He advised that the program was outstanding and it was the Town's obligation to educate the students to the threat of drugs. Councilmember Kiar stated that he was concerned that T-shirts were not provided to the students at the Davie Elementary School who had graduated the program. He asked Mr. Flatley to look into why the shirts were not being supplied and to provide a report to Council.

## **MAYOR VENIS**

**BICYCLE PATROL.** Mayor Venis stated that he, Mr. Flatley and Chief Mackie met with residents on the eastside of Town concerning children breaking bottles and loitering. He advised that Chief Mackie would be instituting a bicycle patrol in this area. Mayor Venis added that due to the amount of glass that was being broken in this area, the residents would be advised not to place glass in the recycling containers.

**MEMORIAL DAY.** Mayor Venis stated that Council participated in the parade and the ceremony was a solemn event.

**CONSTRUCTION MANAGER.** Mayor Venis stated that 12 applicants applied for the construction manager of the police/fire and EMS facility and indicated that the Selection Committee had narrowed these applicants to 6. He advised that the six finalists would provide an oral presentation to the Committee on June 17th who would then narrow the finalists to three. Mayor Venis added that these three finalists would provide a presentation to Council at its June 18th meeting.

**ST. BONAVENTURE SCHOOL.** Mayor Venis stated that he and Councilmember Cox attended the dedication of the new school.

**AWARD OF EXCELLENCE.** Mayor Venis stated that he had previously reported on Waste Management's Award for Excellence and advised that there were three Davie applicants who had received scholarships. He recommended that these applicants be invited to the next Council meeting.

**4H FOUNDATION.** Mayor Venis stated that he had met with 4H Foundation representatives and Kimara March several years ago. He indicated that Ms. March was pictured on the cover of a leadership magazine for being the top campus leader in the State. Mayor Venis recommended that Ms. March be invited to attend a Council meeting.

**WAVERLY HUNDRED.** Mayor Venis stated that he attended the Waverly Hundred meeting to discuss several issues including the Movieco complex. He advised that a representative from Movieco had indicated that a meeting would be held with the residents to review the site plan. Mayor Venis asked that this meeting be scheduled and added that he would like to attend.

**SOUTH BROWARD UTILITIES.** Mayor Venis asked that Mr. Flatley update the community on the South Broward Utilities matter under item 11.3.

**DEDICATION OF ATHLETIC FIELD.** Mayor Venis stated that a dedication of the Flamingo Elementary School athletic field would be held on June 12th.

**BINGO.** Mayor Venis announced that he would be calling bingo at the Ivanhoe Fire Station on June 9th.

## **7. CONSENT AGENDA**

### *Minutes*

7.1 May 7, 1997 - Regular Meeting

7.2 May 21, 1997 - Regular Meeting

### *Proclamations*

7.3 The Third Annual Davie Dolphins Day - June 12, 1997

7.4 Recognition of Greenways, Broward Urban River Trails being established in the urban center of the county

### *Resolutions*

**7.5 RANKING OF ARENA MANAGEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE RANKINGS FOR MANAGEMENT OF THE DAVIE ARENA AND AUTHORIZING THE TOWN ADMINISTRATOR OR HIS DESIGNEE TO NEGOTIATE AN AGREEMENT WITH THE HIGHEST RANKING FIRM. (tabled from April 16, 1997)

**7.6 RANKINGS FOR FIREWORKS** - A RESOLUTION OF THE TOWN OF DAVIE, R-97-193 FLORIDA, APPROVING THE RANKINGS FOR AN INDEPENDENCE DAY FIREWORKS DISPLAY AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR SUCH SERVICES. (Zambelli Internationale - \$10,000)

**7.7 ARENA RENTAL** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, R-97-194 AUTHORIZING THE TOWN OF DAVIE TO ENTER INTO AN AGREEMENT WITH THE GEHL GROUP FOR THE RENTAL OF THE BERGERON RODEO GROUNDS OF DAVIE, FLORIDA. (Billy Dean & Crystal Bernard Concert - December 7, 1997; rental fee - \$1,000)

**7.8 ARENA RENTAL** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, R-97-195 AUTHORIZING THE TOWN OF DAVIE TO ENTER INTO AN AGREEMENT WITH THE HOLLYWOOD DOG CLUB, INC. FOR THE RENTAL OF THE BERGERON RODEO GROUNDS OF DAVIE, FLORIDA. (January 31 - February 1, 1998; rental fee - \$1,000)

**7.9 MITIGATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, R-97-196 APPROVING A REQUEST FOR MITIGATION OF THE CODE ENFORCEMENT FINES IN CASE NO. 96-461 FROM \$40,750 IN AMOUNT TO \$4,075; AND PROVIDING AN EFFECTIVE DATE. (Keith A. Johnson, C.L. Johnson and Cynthia L. Johnson, Tr.)

**7.10 MITIGATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, R-97-197 APPROVING A REQUEST FOR MITIGATION OF THE CODE ENFORCEMENT FINES IN CASE NO. 97-038 FROM \$8,000 IN AMOUNT TO \$1,000; AND PROVIDING AN EFFECTIVE DATE. (Francisco and Caridad Costoya)

**7.11 RESERVING FUNDS** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, R-97-198 RESERVING CERTAIN STATE HOUSING INITIATIVES PARTNERSHIP FUNDS FOR THE DAVIE COMMUNITY REDEVELOPMENT AGENCY'S EASTSIDE NEIGHBORHOOD HOUSING PROJECT. (\$50,000 - Purchase Assistance; \$36,000 - Predevelopment Assistance)

**7.12 BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE R-97-199 BIDS FOR SOD AND SOD INSTALLATION, BROWARD CO-OP PURCHASING GROUP BID #297-001. (multiple vendors)

**7.13 SUMMER YOUTH EMPLOYMENT PROGRAM** - A RESOLUTION OF THE R-97-200 TOWN OF DAVIE, FLORIDA, AUTHORIZING THE TOWN OF DAVIE TO PARTICIPATE IN THE BROWARD EMPLOYMENT AND TRAINING ADMINISTRATION SUMMER YOUTH EMPLOYMENT AND TRAINING PROGRAM.

**7.14 ISSUANCE OF BUILDING PERMITS** - A RESOLUTION OF THE TOWN OF R-97-201 DAVIE, FLORIDA, AUTHORIZING THE MAYOR AND TOWN ADMINISTRATOR TO ENTER INTO AN AGREEMENT BETWEEN THE TOWN OF DAVIE, BROWARD COUNTY AND PASADENA AT IMAGINATION FARMS INC., RELATING TO THE ISSUANCE OF BUILDING PERMITS WHILE PLATTING IS IN PROGRESS; TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THEIR SIGNATURE TO SAID AGREEMENT. (14001 Orange Drive)

**7.15 ALLOCATION OF BONUS SLEEPING ROOM** - A RESOLUTION OF THE TOWN R-97-202 OF DAVIE, FLORIDA, ALLOCATING ONE BONUS SLEEPING ROOM FOR THE SPECIAL RESIDENTIAL CARE FACILITY KNOWN AS "GOD'S VIP'S"; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.  
(4681 SW 66th Avenue)

**7.16 PAYMENT OF REWARD** - A RESOLUTION OF THE TOWN OF DAVIE, R-97-203 FLORIDA, AUTHORIZING PAYMENT OF A REWARD IN CONNECTION WITH CERTAIN CRIMINAL ACTS; AND PROVIDING AN EFFECTIVE DATE.

**7.17 LEASE AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, R-97-204 AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT BETWEEN THE TOWN OF DAVIE AND BELLSOUTH MOBILITY INC., WHEREBY THE TOWN WILL LEASE TO BELLSOUTH MOBILITY INC. PUBLIC LANDS FOR PURPOSES OF CONSTRUCTION OF A MONOPOLE TELECOMMUNICATIONS TOWER AT THE PROPOSED POLICE AND EMS FACILITY LOCATED AT THE INTERSECTION OF NOB HILL ROAD AND I-595, WITHIN THE TOWN OF DAVIE; AND PROVIDING AN EFFECTIVE DATE.

**7.18 LEASE AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, R-97-205 AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT BETWEEN THE TOWN OF DAVIE AND BELLSOUTH MOBILITY INC., WHEREBY THE TOWN WILL LEASE TO BELLSOUTH MOBILITY INC. PUBLIC LANDS FOR PURPOSES OF CONSTRUCTION OF A MONOPOLE TELECOMMUNICATIONS TOWER AT THE GENERAL VICINITY OF THE FLAMINGO ROAD FIRE STATION LOCATED AT 3600 FLAMINGO ROAD, WITHIN THE TOWN OF DAVIE; AND PROVIDING AN EFFECTIVE DATE.

*Ordinances- First Reading (Public Hearing to be held June 18, 1997)*

**7.19 CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE TOWN CODE BY AMENDING SECTION 9-25(b)(1) REGARDING LOCATION OF TRASH RECEPTACLES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

**7.20 CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING SECTIONS 12-238(H) AND 12-242, CREATING SUBSECTION 12-242(G), PERMITTING HORIZONTAL ROOFTOP SIGNS AND PROVIDING FOR PERMITTED LOCATIONS AND PERFORMANCE STANDARDS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**7.21 WARRANTY DEED** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING

A WARRANTY DEED FROM K2 DEVELOPMENT, LTD. CONVEYING CERTAIN PROPERTY FOR USE AS A PUBLIC RIGHT-OF-WAY; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

(3000 block of University Drive, generally known as the Rolling Hills Commercial development)

**7.22 VACATION** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, VACATING A PORTION OF RIGHT-OF-WAY FOR SW 136 AVENUE AND RIGHT OF WAYS LOCATED ADJACENT TO THE NORTHEAST 1/4 OF SECTION 27, TOWNSHIP 50 SOUTH, RANGE 40 EAST; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (VA 4-1-97, 14001 Orange Drive)

**7.23 VACATION** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, VACATING A 24' ACCESS EASEMENT SHOWN WITHIN THE DAVIE-39 STREET PLAT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (VA 4-3-97, 6550 - 6590 SW 39 Street)  
Mayor Venis advised that item 7.5 needed to be removed and the requests for proposal submitted needed to be rejected as this was Council's desire from the arena workshop.

Councilmember Kiar made a motion, seconded by Councilmember Cox, to remove item 7.5 and reject all proposals. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

Vice-Mayor Santini asked that item 7.6 be removed from the Consent Agenda. Councilmember Kiar asked that items 7.14, 7.17 and 7.18 be removed.

Town Clerk Reinfeld read the ordinances-first reading by title only. Mayor Venis advised that a public hearing on items 7.19 through 7.23 would be held on June 18, 1997.

Councilmember Kiar made a motion, seconded by Councilmember Cox, to approve without items 7.6, 7.14, 7.17, and 7.17. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

7.6 Vice-Mayor Santini stated that contributions from private corporations paid for the fireworks.

Vice-Mayor Santini made a motion, seconded by Councilmember Cox, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

7.14 Councilmember Kiar advised that Council had viewed the earth moving equipment that was used at Imagination Farms. He thanked the representatives for keeping their word by not blasting.

Councilmember Kiar made a motion, seconded by Councilmember Cox, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

7.17 and 7.18 Councilmember Kiar advised that he had received a call from Jim Bunce, President of the International Association of Firefighters, who had concerns with the monopoles falling on the fire station during a hurricane. Ms. Mellgren advised that the telecommunications ordinance required engineering standards and wind loading.

Councilmember Kiar made a motion, seconded by Councilmember Cox, to approve items 7.17 and 7.18.

Councilmember Cox advised that some monopoles were designed to collapse. Vice-Mayor Santini stated that the price that the Town was receiving for the lease was excellent and explained that the Town was receiving \$300,000 rent for ten years in advance on both towers.

In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

## **8. SITE PLAN**

8.1 SP 11-3-96, Country Western Store, 7550 Griffin Road (B-1 and B-2) *Planning and Zoning Division approved subject to the planning report; Site Plan Committee approval subject to items 1 and 2 of the planning*

*report; having all landscaping within Phase 1A installed prior to the issuance of a certificate of occupancy for the modular; maintaining the two ficus trees next to the parking lot but, if removed that they be replaced with six Washingtonian palms, with 14 feet in height, placed in clusters of three, spaced appropriately, and located to the north side of the building, and addressing the landscaping for Phase 1B when reviewing the site plan for the buildings to be located on the east side of the property*

Neal Kalis, representing the petitioner, was present. Ms. Mellgren read the planning report.

Councilmember Cox explained the Site Plan Committee's recommendation. She stated that staff's concern was that a modular building would be erected and then nothing else would be done which was why the Committee limited the life of the modular building. Councilmember Cox asked if it was fair to limit the life of the modular building. Mr. Webber advised that he understood that this was the request and it would be advisable to have this voluntary stipulation made into the record.

Mr. Kalis thanked the Planning and Zoning Division staff for their time and efforts on this project. He advised that the petitioner had voluntarily agreed that the temporary modular building was for one year and understood the limitations. Mr. Kalis added that the petitioner was committed to moving forward with the entire process that needed to be completed.

Mr. Kalis indicated that he had met with the homeowners and he believed there was common ground. He added that he believed that the residents would select the berm option as opposed to the wall. Mr. Kalis stated that the petitioner did not necessarily concur with staff regarding the illegality of the non-conforming use.

Should Council decide to give this request a favorable consideration, Ms. Mellgren asked that the consideration include the modification to make a cul-de-sac turn around. Mr. Kalis indicated that he did not believe this was a problem. He added that the petitioner was in full agreement with the Site Plan Committee's recommendation as set forth in the planning report.

Councilmember Cox made a motion, seconded by Councilmember Kiar, to approve based on the Site Plan Committee's recommendations with the addition of the cul-de-sac at the southern driveway portion of the property at the baseline 1A and with the stipulation from the petitioner that this modular building will exist on the site for only one year after which the permit for the modular building expires. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

## **9. PUBLIC HEARINGS**

### *Ordinance - First Reading*

#### **9.1 STAFF REQUESTING A TABLING TO JUNE 18, 1997**

LA BC 96-2, Sunnyslakes Land Use Amendment, Griffin Road at the Turnpike

This item was previously tabled to June 18, 1997.

## **10 APPOINTMENTS**

### **10.1 Unsafe Structures Board (non-exclusive appointment - plumbing contractor, term expires April 2000)**

This item was deferred to the next meeting.

### **10.2 Parks and Recreation Advisory Board (exclusive appointment by Mayor Venis; term expires August 1997)** Mayor Venis appointed Joette Alongi.

### **10.3 Site Plan Committee (one appointment per Councilmember) (appointments to include an architect, landscape architect and an urban planner or designer whenever possible)**

Vice-Mayor Santini appointed Jim Aucamp. Mayor Venis appointed Jeff Evans. Councilmember Kiar appointed Edna Moore. Councilmember Kiar nominated Councilmember Cox as the Council appointment. Councilmember Bush appointed Sam Engel.

### **10.4 Affordable Housing Advisory Committee (nine non-exclusive appointments; appointments to include: 1 member who is actively engaged in the residential building industry; 1 member who is actively engaged in the banking or mortgage industry; 1 member who is representative of those areas of labor engaged in home building; 1 member who is designated as an advocate for low-income persons; 1 member who is a provider of affordable**

housing; 1 member who is a real estate professional; and 3 at-large members)

Councilmember Kiar nominated Lew Frazar, Hully Gill and Linda Owens. Mayor Venis nominated John Griffin. Councilmember Cox nominated Joe Dorsey and Lynn Shata. Vice-Mayor Santini nominated Ron Tomecek, Jim Smith and Orlando Huguet. In a voice vote, all voted in favor.

## **A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA APPOINTING THE R-97-206 MEMBERS OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE AND DEFINING AFFORDABLE HOUSING PURSUANT TO THE STATE HOUSING INITIATIVES PARTNERSHIP ACT.**

Councilmember Cox made a motion, seconded by Vice-Mayor Santini, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

## **11. DISCUSSION AND POSSIBLE ACTION**

### **11.1 Community Development Block Grant Projects**

Mr. Flatley advised that a series of projects need to be approved over the next few months at a public hearing. Glenn Irwin, Redevelopment Administrator, stated that upon approval by Council and acceptance by the United States Department of Housing and Urban Development, the Community Redevelopment Agency would be able to begin expenditures from the \$513,000 grant.

Ms. Mellgren stated that the areas that were being considered included a program for minor home repair, reviewing the acquisition and development for a park in the Playland Village area, comprehensive street improvements, acquisition of property for a Boys and Girls Club center, and utilizing an allowed percentage for the administration of the funds. Mr. Irwin explained a project which included sewer and water lines.

### **11.2 A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE R-97-207 MAYOR AND TOWN ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR THE UTILIZATION OF FDOT ACQUIRED STRUCTURES FOR A FIRE DEPARTMENT TRAINING PROGRAM.**

Mr. Rawls explained the resolution. Councilmember Kiar questioned the status on the purchase of masks for search and rescue purposes. Mr. Flatley advised that a meeting had been held with Mickey Maros, owner of McDonald's, on holding a fundraiser and added that the boxes were being built. Battalion Chief Leonard DePaola advised that placards were being prepared to be placed in the community.

Vice-Mayor Santini asked if a mask could be borrowed from the manufacturer so it could be tested. Battalion Chief DePaola said that he would advise Chief Donati of this request. Vice-Mayor Santini recommended that the Kiwanis Club also hold a fundraiser.

Councilmember Kiar made a motion, seconded by Councilmember Cox, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

## **12. TOWN ADMINISTRATOR'S REPORT**

**SOUTH BROWARD UTILITIES.** Mr. Flatley stated that it appeared that the City of Sunrise was interested in purchasing South Broward Utilities; however, this could not be corroborated even though a Freedom of Information request had been made. He advised that Sunrise had responded by saying that nothing could be provided as Sunrise was in litigation with South Broward Utilities. Mr. Flatley indicated that he was concerned that Sunrise would purchase the utility, retain the existing rates and then add a 25% surcharge which would be exorbitant for the Town's residents.

Councilmember Kiar indicated that the 25% surcharge was allowable by law and asked if the Town could ensure that the residents would not have to pay the surcharge. Mr. Flatley stated that the surcharge would be added.

Councilmember Cox stated that she thought that if a city bought a utility plant, the plant and rates had to be merged into the city's system. Mr. Webber advised that this was how he understood the procedure.

Mayor Venis asked Mr. Flatley to schedule a meeting with Sunrise's officials and a report be provided at the next Council meeting.

Councilmember Cox questioned if the Public Service Commission could help with this matter. Mr. Webber

responded that he would have to look into this request but he did not think the Commission would have much control over the situation.

Mr. Flatley recommended that the unfairness of the 25% surcharge be raised to the legislature during the next session. Council had no objections.

Mayor Venis announced that the June 18th Council meeting would begin at 5:00 p.m. to allow for presentations by construction managers.

### **13. ADJOURNMENT**

There being no objections or further business, the meeting was adjourned at 9:57 p.m.

